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PATENT DEPT., BLDG. 11
2790 COLUMBUS ROAD, ROUTE 16
GRANVILLE, OHIO 43023-1200



FAX TRANSMITTAL

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MAR 08 2007

Date: **March 8, 2007**

No. of Pages: 22 (Including this page)

To: Central Facsimile Number

From: Jan Hostasa

Of: USPTO

Fax: (740) 321-8024

Fax: (571) 273-8300

Phone: (740) 321-7168

SUBJECT: Response

Serial No.: U.S. Patent Application 10/699,534 filed October 31, 2003

I hereby certify that a Response is being transmitted to the Central Facsimile Number, at the U.S. Patent and Trademark Office (Fax No. (571) 273-8300) on March 8, 2007.

March 8, 2007

(Date of Deposit)

Jan Hostasa

(Name of Depositor)


(Signature)

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MAR 08 2007

Attorney Docket No.: 25247B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Shaffer

Serial No.: 10/699,534

Confirmation No.: 3749

Filed: October 31, 2003

For: Duct Insulation Having Condensate
Wicking

Group Art Unit: 3749

Examiner: Brinson

RENEWED PETITION UNDER 37 C.F.R. § 1.137(B)

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicants submit this Statement as an attachment to the Petition For Revival Of An Application for Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b) (Form PTO/SB/64) to revive the above captioned application. The abandonment was unintentional.

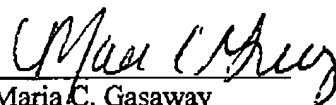
The abandonment was due to failure to timely file the issue and publication fees. Applicant submitted the issue and publication fees via facsimile on February 8, 2006. A copy of this submission is enclosed as Exhibit A. The docket clerk mistakenly sent this document to the previous facsimile number for acceptance of issue fees. The previous facsimile number had been coded into the facsimile machine for automatic transmittal. The docket clerk was not aware that a new facsimile number had been issued, therefore it was not coded into the machine. Although the fees were timely authorized and transmitted, they were not received by the Patent Office.

Applicant filed an original Petition to Revive on April 7, 2006. A copy of this submission is enclosed as Exhibit B. The original Petition was dismissed on May 11, 2006. The Renewed Petition was promptly and diligently filed within one month of the date of the Decision on Petition on October 6, 2006. A copy of this submission is enclosed As Exhibit C. This Petition was dismissed on January 10, 2007 due to insufficient funds in the Applicant's Deposit Account. The Renewed Petition is diligently filed with two months of the date of the Decision on Petition.

25247B

Applicants respectfully request that all necessary fees be charged to Deposit Account 50-0568.

Respectfully submitted,



Maria C. Gasaway
Reg. No. 51,721
Owens Corning
Patent Dept., Bldg. 11
2790 Columbus Road
Granville, Ohio 43023
(740) 321-7213

Date: 3/8/07

MAR 08 2007

PTO/SB/64 (07-05)

Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

25247B

First named inventor: Shaffer

Application No.: 10/699,534

Art Unit: 3749

Filed: October 31, 2003

Examiner: Brinson

Title: DUCT INSULATION HAVING CONDENSATE WICKING

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):

- ☐ has been filed previously on _____
- ☐ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ 1370.00

- ☒ has been paid previously on January 30, 2006
- ☐ is enclosed herewith.

(Page 1 of 2)

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (07-05)

Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



Signature

3-8-07

Date

Maria C. Gasaway

Typed or printed name

51,721

Registration Number, if applicable

2790 Columbus Road, Bldg. 11-7

Address

740/321-7213

Telephone Number

Granville, Ohio 43023-1200

Address

Enclosures: ☒ Fee Payment☐ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☐ Other: _____

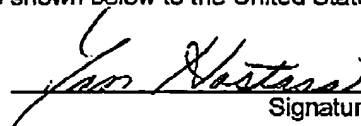
CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

3/8/07

Date



Signature

Jan Hostasa

Typed or printed name of person signing certificate

[Page 2 of 2]

EXHIBIT A

P. 1

* * * Memory TX Result Report (Jan. 30. 2006 10:38AM) * * *

1) Owens Corning
2) 7403218024

Date/Time: Jan. 30. 2006 10:31AM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
3708 Memory TX	PTO:ISSUE FEES	P. 2	E-3)3)	P. 1-2

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Reason for error
 E. 1) Hang up or line fail
 E. 2) No answer
 E. 3) Exceeded max. E-mail size

E. 2) Busy
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 GRANVILLE, OHIO 43023-1200

**FAX TRANSMITTAL**

Date: January 30, 2006

No. of Pages: 2 (including this page)

To: Issue Fees

From: Jan Hostess

Of: USPTO

Fax: (740) 321-8024

Fax: (703) 746-4000

Phone: (740) 321-7168

SUBJECT: Issue Fee Transmittal

Serial No.: U.S. Patent Application 10/699,534, filed October 31, 2003

I hereby certify that the Issue Fee transmittal for the above noted case is being transmitted to Issue Fees, at the U.S. Patent and Trademark Office (Fax No. (703) 746-4000) on January 30, 2006.

January 30, 2006

(Date of Deposit)

Jan Hostess

(Name of Depositor)

(Signature)

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MAR 08 2007

Date: January 30, 2006

No. of Pages: 2 (Including this page)

To: Issue Fees

From: Jan Hostasa

Of: USPTO

Fax: (740) 321-8024

Fax: (703) 746-4000

Phone: (740) 321-7168

SUBJECT: Issue Fee Transmittal

Serial No.: U.S. Patent Application 10/699,534, filed October 31, 2003

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January 30, 2006
(Date of Deposit)

Jan Hostasa
(Name of Depositor)


(Signature)

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Date: January 30, 2006

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From: Jan Hostasa

Of: USPTO

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Phone: (740) 321-7168

SUBJECT: Issue Fee Transmittal

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I hereby certify that the Issue Fee transmittal for the above noted case is being transmitted to Issue Fees, at the U.S. Patent and Trademark Office (Fax No. (703) 746-4000) on January 30, 2006.

January 30, 2006

(Date of Deposit)

Jan Hostasa

(Name of Depositor)

(Signature)

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PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
(571) 273-2885

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MAR 08 2007

or Fax

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 3 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

22889 7590 11/07/2003

OWENS CORNING
2790 COLUMBUS ROAD
GRANVILLE, OH 43023

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Jan Hostasa (Depositor's name)
Jan Hostasa (Signature)
11/30/06 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/699,534	10/31/2003	Roy Shaffer	25247B	2704

TITLE OF INVENTION: DUCT INSULATION HAVING CONDENSATE WICKING

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	02/07/2006

EXAMINER	ART UNIT	CLASS-SUBCLASS
BRINSON, PATRICK F	3754	138-149000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).
- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

- 1 Inger H. Eckert
2 Maria C. Gasaway
3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.111. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE (CITY and STATE OR COUNTRY)

Owens Corning Fiberglas Technology, Inc. Summit, IL

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☒ Publication Fee (No small entity discount permitted)
☒ Advance Order - # of Copies 1

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-0568 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Maria C. Gasaway
Maria C. Gasaway

Date

11-21-05

Typed or printed name

Registration No.

51,721

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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EXHIBIT B

Auto-Reply Facsimile Transmission

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TO: Fax Sender at 7403218024
Fax Information
Date Received: 4/24/2006 3:19:15 PM [Eastern Daylight Time]
Total Pages: 7 (Including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

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Cover
Page
=====>

Apr. 24, 2006 3:19 PM Owens Corning

No. 4678 P. 1

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FAX TRANSMITTAL

Date: April 24, 2006
No. of Pages: 7 (including this page)
To: Central Facsimile Number From: Jan Hostasa
Of: USPTO Fax: (740) 321-8024
Fax: (571) 273-8300 Phone: (740) 321-7168
SUBJECT: Petition to Revive
Serial No.: U.S. Patent Application 10/699,534, filed October 31, 2003

I hereby certify that a Petition to Revive is being transmitted to the Central Facsimile Number, at the U.S. Patent and Trademark Office (Fax No. (571) 273-8300) on April 24, 2006.

April 24, 2006
(Date of Deposition)

Jan Hostasa
(Name of Depositor)

(Signature)

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PAGE 07 * RCVD AT 4/24/2006 3:19:15 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-2/13 * DNIS:2738300 * CSID:7403218024 * DURATION (mm-ss):08-02

* * * Memory TX Result Report (Apr. 24. 2006 3:20PM) * * *

1) Owens Corning
2) 7403218024

Date/Time: Apr. 24. 2006 3:18PM

File	No. Mode	Destination	Pg(s)	Result	Page Not Sent
4678	Memory TX	PTO:RESPONSES	P. 7	OK	

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E. 3) No answer
E. 5) Exceeded max. E-mail size

E. 2) Busy
E. 4) No facsimile connection

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Date: April 24, 2006

No. of Pages: 7 (Including this page)

To: Central Facsimile Number

From: Jan Hostasa

Of: USPTO

Fax: (740) 321-8024

Fax: (571) 273-8300

Phone: (740) 321-7168

SUBJECT: Petition to Revoke

Serial No.: U.S. Patent Application 10/699,534, filed October 31, 2003

I hereby certify that a Petition to Revoke is being transmitted to the Central
Facsimile Number, at the U.S. Patent and Trademark Office (Fax No. (571) 273-
8300) on April 24, 2006.

April 24, 2006
(Date of Deposit)

Jan Hostasa
(Name of Depositor)

Jan Hostasa
(Signature)

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Fax: (740) 321-8024

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Phone: (740) 321-7168

SUBJECT: Petition to Revive

Serial No.: U.S. Patent Application 10/699,534, filed October 31, 2003

I hereby certify that a Petition to Revive is being transmitted to the Central Facsimile Number, at the U.S. Patent and Trademark Office (Fax No. (571) 273-8300) on April 24, 2006.

April 24, 2006

Jan Hostasa

(Date of Deposit)

(Name of Depositor)

(Signature)

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PTO/SB/61 (10-05)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)		Docket Number (Optional) 25247B
First Named Inventor: Shaffer		
Application Number: 10/699,534		Art Unit: 3749
Filed: October 31, 2003		Examiner: Brinson
Title: DUCT INSULATION HAVING CONDENSATE WICKING		
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.		
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.		
NOTE: A grantable petition requires the following items:		
(1) Petition fee.		
(2) Reply and/or issue fee.		
(3) Terminal disclaimer with disclaimer fee required for all utility and plant applications filed before June 8, 1995, and for all design applications; and		
(4) Adequate showing of the cause of unavoidable delay.		
1. Petition fee		
<input type="checkbox"/> Small entity - fee \$ _____ (37 CFR 1.17(i)). Applicant claims small entity status. See 37 CFR 1.27.		
<input checked="" type="checkbox"/> Other than small entity - fee \$ 500.00 (37 CFR 1.17(i)).		
2. Reply and/or fee		
A The reply and/or fee to the above-noted Office action in the form of _____ (identify the type of reply):		
<input type="checkbox"/> has been filed previously on _____.		
<input type="checkbox"/> is enclosed herewith.		
B The issue fee of \$ _____		
<input type="checkbox"/> has been filed previously on _____.		
<input checked="" type="checkbox"/> is enclosed herewith.		

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(e). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

MAR 08 2007

No. 7957 P. 14

PTO/SB/61 (10-05)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

M. Gasaway

Signature

4/24/06

Date

Maria C. Gasaway

Typed or printed name

51,721

Registration Number, if applicable

2790 Columbus Road, Bldg. 11-7

Address

(740) 321-7213

Telephone Number

Granville, Ohio 43023-1200

Address

Enclosure ☒ Fee Payment☐ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unavoidable delay☐

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

4/24/06

Date

Jan Hostasa

Signature

Jan Hostasa

Typed or printed name of person signing certificate

(Page 2 of 3)

MAR 08 2007

PTO/SB/61 (10-05)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.



Signature

Maria C. Gasaway

Typed or printed name

9/24/06

Date

51,721

Registration Number, if applicable

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

DIRECTOR IS HEREBY AUTHORIZED TO CHARGE REQUIRED FEES TO US DEPOSIT
ACCOUNT NUMBER 50-0568

Applicant submitted the issue fee and publication fee via facsimile on
January 30, 2006. A copy of this submission is enclosed as Exhibit A.

The docket clerk mistakenly sent this document to the previous facsimile
number for acceptance of issue fees. The previous facsimile number had
been coded into the facsimile machine for automatic transmittal. The
docket clerk was not aware that a new facsimile number had been issued,
therefore it was not coded into the machine. Although the fees were
timely authorized and transmitted, they were not received by the Patent
Office. It had been assumed that the documents were successfully
transmitted until the docket clerk checked the status of the application
on PAIR.

This Petition is being filed diligently upon Applicant's detection of
clerical error.

(Please attach additional sheets if additional space is needed.)

(Page 3 of 3)

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Mar. 8. 2007 10:43AM

Owens Corning

EXHIBIT C

MAR 08 2007

No. 7957

P. 16

P. 1

* * * Memory TX Result Report (Oct. 6. 2006 4:53PM) * * *

1) Owens Corning
2) 7403218024

Date/Time: Oct. 6. 2006 4:47PM

File No.	Mode	Destination	Pg(s)	Result	Page Not Sent
6377	Memory TX	PTO:RESPONSES	P. 14	OK	

Reason for error
 1) Hang up or line fail
 2) Busy
 3) No answer
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 2790 COLUMBUS ROAD, ROUTE 18
 GRANVILLE, OHIO 43023-1200



FAX TRANSMITTAL

Date: October 6, 2006

No. of Pages: 14 (Including this page)

To: Central Facsimile Number From: Jan Hottusa
 Of: USPTO Fax: (740) 321-8024
 Fax: (571) 273-8300 Phone: (740) 321-7168

SUBJECT: Petition to Revoke

Serial No.: U.S. Patent Application 10/699,534, filed October 31, 2003

I hereby certify that a Petition to Revoke is being transmitted to the Central Facsimile Number, at the U.S. Patent and Trademark Office (Fax No. (571) 273-8300) on October 6, 2006.

October 6, 2006 Jan Hottusa
 (Date of Deposition) (Name of Depositor)
 (Signature)
 (Signature)

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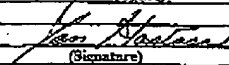
Auto-Reply Facsimile Transmission

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MAR 08 2007

TO: Fax Sender at 7403218024
Fax Information
Date Received: 10/6/2006 4:49:50 PM [Eastern Daylight Time]
Total Pages: 14 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

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Cover
Page
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Oct. 6. 2006 4:49:50 PM Owens Corning		No. 6317 1/1	
OWENS CORNING SCIENCE & TECHNOLOGY CENTER PATENT DEPT., BLDG. 11 2790 COLUMBUS ROAD, ROUTE 18 GRANVILLE, OHIO 43023-1200			
			
FAX TRANSMITTAL			
Date: October 6, 2006			
No. of Pages: 14 (Including this page)			
To: Central Facsimile Number	From: Jan Hostasa		
Of: USPTO	Fax: (740) 321-8024		
Fax: (571) 273-8300	Phone: (740) 321-7168		
SUBJECT: Petition to Revive			
Serial No.: U.S. Patent Application 10/699,534, filed October 31, 2003			
I hereby certify that a Petition to Revive is being transmitted to the Central Facsimile Number, at the U.S. Patent and Trademark Office (Fax No. (571) 273-8300) on October 6, 2006.			
October 6, 2006 (Date of Deposit)	Jan Hostasa (Name of Depositor)		
 (Signature)			
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PAGE 17/22 * RCVD AT 10/6/2006 4:49:50 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-2/13 * DNIS:2738300 * CSID:7403218024 * DURATION (mm-ss):08-02			

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Date: October 6, 2006

No. of Pages: 14 (Including this page)

To: Central Facsimile Number

From: Jan Hostasa

Of: USPTO

Fax: (740) 321-8024

Fax: (571) 273-8300

Phone: (740) 321-7168

SUBJECT: Petition to Revive

Serial No.: U.S. Patent Application 10/699,534, filed October 31, 2003

I hereby certify that a Petition to Revive is being transmitted to the Central Facsimile Number, at the U.S. Patent and Trademark Office (Fax No. (571) 273-8300) on October 6, 2006.

October 6, 2006

Jan Hostasa

(Date of Deposit)

(Name of Depositor)

(Signature)

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MAR 08 2007

PTO/SB/64 (07-05)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

25247B

First named inventor: Shaffer

Application No.: 10/699,534

Art Unit: 3749

Filed: October 31, 2003

Examiner: Brinson

Title: DUCT INSULATION HAVING CONDENSATE WICKING

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of _____ (identify type of reply):

- ☐ has been filed previously on _____
- ☐ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ 1370.00

- ☒ has been paid previously on January 30, 2006
- ☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

MAR 08 2007

PTO/SB/64 (07-05)

Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

10-6-06

Date

Maria C. Gasaway

Typed or printed name

51,721

Registration Number, if applicable

2790 Columbus Road, Bldg. 11-7

Address

740/321-7213

Telephone Number

Granville, Ohio 43023-1200

Address

Enclosures: ☒ Fee Payment☐ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☐ Other: _____

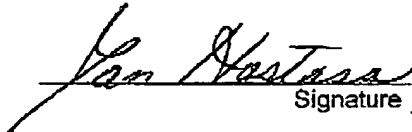
CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

10/6/06

Date



Signature

Jan Hostasa

Typed or printed name of person signing certificate

MAR 08 2007

Attorney Docket No.: 25247B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)	
Shaffer)	
Serial No.: 10/699,534)	
Confirmation No.: 2704)	Group Art Unit: 3749
Filed: October 31, 2003)	
For: Duct Insulation Having Condensate)	Examiner: Brinson
Wicking)	

RENEWED PETITION UNDER 37 C.F.R. § 1.137(B)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit this Statement as an attachment to the Petition For Revival Of An Application for Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b) (Form PTO/SB/64) to revive the above captioned application. The abandonment was unintentional.

The abandonment was due to failure to timely file the issue and publication fees. Applicant submitted the issue and publication fees via facsimile on January 30, 2006. A copy of this submission is enclosed as Exhibit A. The docket clerk mistakenly sent this document to the previous facsimile number for acceptance of issue fees. The previous facsimile number had been coded into the facsimile machine for automatic transmittal. The docket clerk was not aware that a new facsimile number had been issued, therefore it was not coded into the machine. Although the fees were timely authorized and transmitted, they were not received by the Patent Office.

Applicant filed an original Petition to Revive on April 24, 2006. A copy of this submission is enclosed as Exhibit B. The original Petition was dismissed on September 6, 2006. This Renewed Petition is promptly and diligently filed within two months of the date of the Decision on Petition.

Applicants respectfully request that all necessary fees be charged to Deposit Account 50-0568.

Respectfully submitted,



Maria C. Gasaway
Reg. No. 51,721
Owens Corning
Patent Dept., Bldg. 11
2790 Columbus Road
Granville, Ohio 43023
(740) 321-7213

Date: 10/6/06